

MASTELLONE, a painter, had worked after 9/11. Among other things, the Government submitted photographs that showed MASTELLONE emerging from a paint store carrying a heavy drum of paint, and a check, made out to MASTELLONE's wife, that was payment for MASTELLONE's post-9/11 painting of his chiropractor's office. The evidence submitted to the Court also demonstrated that MASTELLONE did not tell the doctors who examined him after 9/11 that he had been injured years prior to 9/11 in a car accident as a result of which he was diagnosed as "disabled," based on damage to the same lumbar disks that MASTELLONE later claimed he injured on 9/11.

In addition to the prison term, Judge MARRERO sentenced MASTELLONE to 3 years of supervised release, and ordered him to pay \$100,000 in restitution and a \$25,000 fine. In sentencing MASTELLONE, Judge MARRERO stated that Mastellone "exploited and capitalized on" the tragic events of September 11, and that only a few people, including MARIO MASTELLONE, saw 9/11 as an "opportunity to use human suffering as a license to steal."

Mr. GARCIA thanked the Department of Justice Office of the Inspector General for their investigation of this case.

Assistant United States Attorneys MICHAEL FARBIARZ and JENNA M. DABBS are in charge of the prosecution.

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